

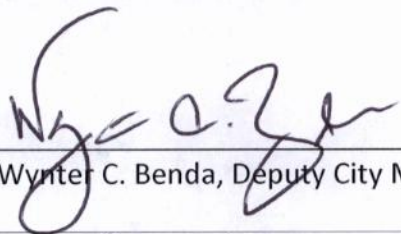


To the Honorable Council  
City of Norfolk, Virginia

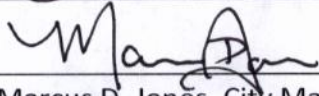
May 10, 2016

From: John Rhamstine, Director, Cultural Facilities

**Subject:** Ordinance closing certain city-owned docks to public use for Harborfest 2016

Reviewed:   
Wynter C. Benda, Deputy City Manager

**Ward/Superward:** Citywide

Approved:   
Marcus D. Jones, City Manager

**Item Number:** **R-20**

- I. **Recommendation:** Adopt ordinance
- II. **Applicant:** City of Norfolk
- III. **Description**  
This agenda item is an ordinance to close certain city-owned docks to public use for Harborfest 2016.
- IV. **Analysis**  
This ordinance closes certain city-owned docks known as the Municipal Marina at Waterside, Hammond Dock, Liverpool Dock, Peace 'n' Plenty Dock, Otter Berth, Mercury Dock, Elizabeth Dock, Kingfisher Dock, Freemason Harbor Basin between Pier A and Pier B and the waters at the end of Pier B, Town Point Park Bulkhead, Freemason Street Harbor, the north and south Nauticus/National Maritime Center Basins, International Dock, and any temporary piers or docks extending from the Festival Area and specifically constructed for the Norfolk Harborfest 2016 celebration, to public use from 10:00 a.m. on Thursday, June 9, 2016 until 6:00 p.m. on Sunday, June 12, 2016.
- V. **Financial Impact**  
N/A
- VI. **Environmental**  
N/A

**VII. Community Outreach/Notification**

N/A

**VIII. Board/Commission Action**

N/A

**IX. Coordination/Outreach**

This letter has been coordinated with the Department of Cultural Facilities and the City Attorney's office.

Supporting Material from the Department of Law:

- Ordinance

Form and Correctness Approved:

By

Office of the City Attorney

Contents Approved:

By

DEPT.

NORFOLK, VIRGINIA

## ORDINANCE No.

AN ORDINANCE CLOSING CERTAIN CITY-OWNED DOCKS TO PUBLIC  
USE DURING THE NORFOLK HARBORFEST 2016 CELEBRATION.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That notwithstanding the provisions of the Norfolk City Code, 1979, as amended, from 10:00 a.m. on Thursday, June 9, 2016 until 6:00 p.m. on Sunday, June 12, 2016, or as extended in accordance with Section 2, the Municipal Marina at Waterside, Hammond Dock, Liverpool Dock, Peace 'n' Plenty Dock, Otter Berth, Mercury Dock, Elizabeth Dock, Kingfisher Dock, Freemason Harbor Basin between Pier A and Pier B and the waters at the end of Pier B, Town Point Park Bulkhead, Freemason Street Harbor, the north and south Nauticus/National Maritime Center Basins, International Dock, and any temporary piers or docks extending from the Festival Area and specifically constructed for the Norfolk Harborfest 2016 celebration, such Festival Area being defined in a separate ordinance, shall be closed to the public in connection with the Norfolk Harborfest 2016 celebration.

Section 2:- That in the event inclement weather necessitates the re-scheduling of the fireworks display to Sunday night, June 12, 2016, the City Manager, or his designee, is authorized to extend the closure to the public of the Municipal Marina, docks, piers, and areas described in Section 1 until 9:30 p.m. on Sunday, June 12, 2016.

Section 3:- That notwithstanding the provisions of the Norfolk City Code, 1979, as amended, berthing and/or docking at said City-owned docks during the period of said closure will be permitted only upon approval of the City Manager in accordance with such rules and regulations as the City Manager may adopt for said period.

Section 4:- That in addition to any other remedies available at law, the City Manager and the Chief of Police, or their designees, are hereby authorized to cause any vessel which berths



or docks at said City-owned docks during the period of said closure without approval to be towed at the expense of the owner of said vessel. All charges or expenses incurred by the City of Norfolk in causing said vessel to be towed and/or stored after said towing shall constitute a lien against said vessel until paid.

Section 5:- That the provisions of this ordinance shall not apply to any cruise ships scheduled to dock in the area of Nauticus during the period of the Norfolk Harborfest 2016 celebration.

Section 6:- That this ordinance shall be in effect from and after its adoption.